

35.C15697



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
MAHITO SHINOHARA)	Examiner: Justin P. Misleh
Application No.: 09/935,589)	Group Art Unit: 2612
Filed: August 24, 2001)	
For: SOLID-STATE IMAGE)	
PICKUP APPARATUS	:	May 12, 2006

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

PETITION TO REVIVE UNAVOIDABLY
ABANDONED APPLICATION PURSUANT TO 37 CFR § 137(a)
AND PAYMENT OF ISSUE FEE

Sir:

Applicant hereby petitions the U.S. PTO to revive the above-identified application which was unavoidably abandoned when the undersigned law firm never received the Notice of Allowance allegedly, mailed to the law firm on November 17, 2005.

THE FACTS

On April 21, 2006 the law firm of Fitzpatrick, Cella, Harper & Scinto received a Notice of Abandonment dated April 14, 2006, wherein that Notice states that the application is abandoned for failure to pay the Issue Fee. Upon receiving that Notice the PAIR system of the U.S. PTO was reviewed and it was determined

that a Notice of Allowance was allegedly mailed to the firm on November 17, 2005. A copy of that Notice of Allowance was obtained by the firm's docket clerk, who then checked the firms records and determined that the firm had no record of that Notice of Allowance prior receiving the above-referenced Notice of Abandonment.

These facts are established by the accompanying declaration signed by the firm's docket clerk.

REQUESTED RELIEF

Accordingly, it is respectfully requested that the application be revived, and that a patent be issued forthwith pursuant to Applicant's payment of the Issue Fee which is being forwarded herewith.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicant

John A. Krause

Registration No. _____ 24,613

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200